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November 21, 2007

**VIA FACSIMILE**  
**EXPEDITED PROCEDURE**

To: Examiner Laura Weiner  
Group Art Unit No. 1745  
U. S. P. T. O.

Facsimile No. 571-273-8300

From: Phillip E. Miller

Facsimile No. 703-761-2375

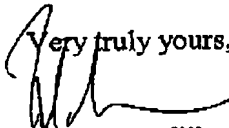
Re: **RESUBMISSION** of Executed Rule 131 Declaration and Verified Translation of Priority Document  
U. S. Patent Application Serial No. 10/726,013  
Our Ref: FUS.064

Dear Examiner:

Enclosed please find the Executed Rule 131 Declaration and Verified Translation of Priority Document, which were originally submitted on November 13, 2007, and which should place this case in condition for immediate allowance.

Thank you in advance for your kind consideration of this case.

Very truly yours,

  
Phillip E. Miller

PEM/geb  
Enclosure

Serial No.: 10/726,013  
Docket No. 03043-1  
FUS.064

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of

Koji UTSUGI, et al.

Serial No.: 10/726,013

Group Art Unit: 1745

Filing Date: December 3, 2003

Examiner: Laura Weiner

For: ELECTROLYTE FOR SECONDARY BATTERY AND SECONDARY  
BATTERY USING SAME

Honorable Commissioner of Patents  
Alexandria, Virginia 22313-1450

**SUBMISSION OF EXECUTED DECLARATION AND VERIFIED  
ENGLISH TRANSLATION OF PRIORITY DOCUMENT**

Sir:

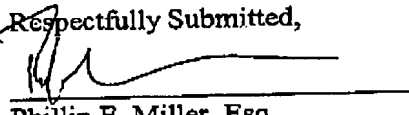
Submitted herewith is an Executed Declaration of Inventor under Rule 37 CFR 1.131 and a Verified Translation of the Priority Document.

Applicant respectfully submits that these documents were original submitted on November 13, 2007. Moreover, Applicant notes that these documents are filed as a supplement to the Response that was filed herein on October 15, 2007. Therefore, Applicant respectfully submits that no fee is due for the submission of these documents.

The Commissioner is hereby authorized to charge any deficiency in fees or to credit any overpayment in fees to Attorney's Deposit Account No. 50-0481.

Date: 11/21/07

Respectfully Submitted,



Phillip B. Miller, Esq.  
Registration No. 46,060

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## CERTIFICATION

I, Kiyoshi INAGAKI of FUSOH PATENT FIRM, Rindo-building, 37, Kanda-Higashimatsushita-cho, Chiyoda-ku, Tokyo, Japan, hereby certify that I am the translator of the accompanying certified official copy of the patent application No.2002-170228 filed in Japan on the 11th day of June, 2002, and certify that the following is a true and correct translation to the best of my knowledge and belief.

Dated this 6th day of November, 2007



Kiyoshi Inagaki

Serial No.: 10/726,013  
Docket No. 03043-1  
FUS.064


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**CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that the foregoing Amendment was filed by facsimile with the United States Patent and Trademark Office, Examiner Laura Weiner, Group Art Unit # 1745 at fax number (571) 273-8300 this 21<sup>st</sup> day of November, 2007.

  
\_\_\_\_\_  
Phillip E. Miller  
Reg. No. 46,060

**Patent Office**

**Japanese Government**

This is to certify that the annexed is a true copy of the following application as filed in this Office.

Date of Application	June 11, 2002
Application Number	2002-170228
	JP2002-170228
Applicant(s)	NEC Corporation

**September 14, 2007**

**Commissioner, Patent Office     Masahiro KOEZUKA**  
**Certificate Number Patent-2007-3059910**

[Document Name] Request For Patent Application  
[Reference Number] 34601773  
[Filing Date] June 14, 2002  
[Filed to] Commissioner, Patent Office  
[International Classification] H01M 10/40  
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[Discernment Number] 100106138  
[Patent Attorney]  
[Name] Masayuki ISHIBASHI  
[Designation of Fees]  
[Number of Advance Payment Register] 089681  
[Amount Paid] 21000

**[List of Appended Documents]**

[Document Name]	Specification	1
[Document Name]	Drawings	1
[Document Name]	Abstract	1
[General Authorization Number]		9710078
[Request of Proof]	Requested	